



5102710089  
Peter  
7163

► Mine Planning Department

Imerys Perlite USA, Inc.

January 8, 2016

Peter Brinton  
DOGM  
Department of Natural Resources  
1594 West North Temple, Ste 1210  
Salt Lake City, UT 84114-5801

RECEIVED  
FEB 10 2016  
DIV. OF OIL, GAS & MINING

Dear Mr. Brinton,

I have taken over the lands and reclamation responsibilities formerly handled by Tanya Taylor. This change and other changes to officer names and titles are reflected the application to update the NOI for SMO permit ML 41981.

Please find enclosed the following documents for SMO permit ML 41981, Black Springs Mine, Imerys Perlite USA, Inc.:

- Small Mining Operations Progress Report (MR-AR)
- SMO annual permit fee (Check Number 600031591, \$150.00)
- Application to Revise a NOI to Commence SMO or Exploration (MR-REV-SMO)
- Updated pages of NOI to Commence SMO (MR-SMO)

Please contact me directly if you need any additional information.

Sincerely,

Todd Whitacre  
Lands & Reclamation Manager

Enclosures (MR-AR, Check Number 600031591, MR-REV-SMO, MR-SMO pgs 1-3 & 7)

**CC: Lease Administrator**  
John Blake  
Deputy Assistant Director/ Minerals, SITLA  
675 East 500 South, Ste 500  
Salt Lake City, UT 84102-2818







This Section for DOGM Use:  
Assigned DOGM File No.: S/02710089  
DOGM Lead: Peter  
Permit Fee \$ \_\_\_\_\_ Ck# \_\_\_\_\_

7163

**STATE OF UTAH**  
**DEPARTMENT OF NATURAL RESOURCES**  
**DIVISION OF OIL, GAS AND MINING**  
1594 West North Temple Suite 1210  
Box 145801  
Salt Lake City, Utah 84114-5801  
Telephone: (801) 538-5291 Fax: (801) 359-3940

RECEIVED

FEB 10 2016

DIV. OF OIL, GAS & MINING

**NOTICE OF INTENTION TO COMMENCE SMALL MINING OPERATIONS**

The information requirements of this form are based on provisions of the Mined Land Reclamation Act, Title 40-8, Utah Code Annotated 1987, and the General Rules as promulgated under the Utah Minerals Regulatory Program (R647). The rules and Act are available online at <http://www.rules.utah.gov/publicat/code/r647/r647.htm> and [http://le.utah.gov/~code/TITLE40/40\\_08.htm](http://le.utah.gov/~code/TITLE40/40_08.htm).

Cultural Resources Survey: To fulfill its obligations under Utah Code Annotated 9-8-404, the Division needs cultural resource (archaeology) information. The amount and type of information required will depend on the mine location, the history of previous disturbance, and other factors. Please contact the Division for further information.

A permit fee of \$150 must accompany this application (Utah Code Ann. §40-8-7(1)(i)) and is due annually.

"Small Mining Operations" are operations which have a disturbed area of ten or fewer surface acres at any time in unincorporated areas, or five acres or fewer in incorporated areas.

\*\*\*\*\*

**I. GENERAL INFORMATION** (Rule R647-3-104)

1. Name of Mine: Black Springs Mine
- 2.A. Name of Entity Applying for a Permit: Imerys Perlite USA, Inc.
- Contact (Authorized Officer): Todd Whitacre
- Mailing Address: 1732 N. First St., Ste 450
- City, State, Zip: San Jose, CA 95112
- Phone: (408) 643-0200 Fax: (408) 643-0298
- E-mail Address: \_\_\_\_\_

Entity is a: ( ☒ ) Corporation, ( ☐ ) LLC, ( ☐ ) Sole Proprietorship (dba), ( ☐ ) Individual, ( ☐ ) Partnership ( ☐ General, or ☐ limited), ( ☐ ) Other (specify type) \_\_\_\_\_

**Business Entity (not individuals) must be registered (and maintain registration) with the State of Utah, Division of Corporations (DOC)** If not currently registered, contact [www.commerce.utah.gov](http://www.commerce.utah.gov) to renew or apply.

- 2.B. Are you currently registered to do business in the State of Utah? ( ☒ ) Yes ( ☐ ) No
- Business Entity #: 1194304-0143
- Local Business License #: Conditional Use Permit (if required)
- Issued by: County: Millard County or City: \_\_\_\_\_

Registered Utah Agent (as identified with the Utah DOC) (if individual leave blank):

Name: Prentice Hall Corporation Title: Registered Agent

Address: 2180 South 1300 East, Ste 650

City, State, Zip: Salt Lake City, UT 84106

Phone: (800) 927-9800 Fax: \_\_\_\_\_

E-mail Address: \_\_\_\_\_



- 2.C. Entity's Representative(s) (if different from #2A) authorized and designated to receive notices of violation, cessation orders, and all other notices to be given to the permittee or operator by the Division.

Name: Todd Whitacre Title: Lands and Reclamation Manager  
Address: 150 East Main, Ste 320  
City, State, Zip: Fernley, NV 89408  
Phone: (775) 575-2536 ext 2,3 Fax: (775) 835-6550  
Emergency, Weekend, or Holiday Phone: (541) 429-2076  
E-mail Address: Todd.Whitacre@imerys.com

Name: Brandon Mijal Title: Manager Mine Planning  
Address: 150 East Main, Ste 320  
City, State, Zip: Fernley, NV 89408  
Phone: (775) 575-2536 ext 2,4 Fax: (775) 835-6550  
Emergency, Weekend, or Holiday Phone: (805) 291-9219  
E-mail Address: Brandon.Mijal@imerys.com

RECEIVED

3. If Business is a Sole Proprietor (dba) or Individual:

Name of Owner: \_\_\_\_\_ Title: \_\_\_\_\_  
Business Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
Phone: \_\_\_\_\_ Fax: \_\_\_\_\_  
E-mail Address: \_\_\_\_\_

DIV. OF OIL, GAS & MINING

**If Business is a Corporation:**

Name of Officers: Jim Murberger Title: General Manager  
Name: Julien Zugmeyer Title: Division Controller  
Name: Jeff Jones Title: Corporate Counsel  
Name: \_\_\_\_\_ Title: \_\_\_\_\_  
Headquarters Address: 1732 N. First St., Ste 450  
City, State, Zip: San Jose, CA 95112  
Phone: (408) 643-0200 Fax: (408) 643-0298  
E-mail Address: \_\_\_\_\_

**If Business is a Limited Liability Company:** Member Managed ( ☐ ) Manager Managed ( ☐ )

Name of 1<sup>st</sup> Member/Manager: \_\_\_\_\_ Title: \_\_\_\_\_  
Business Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
Phone: \_\_\_\_\_ Fax: \_\_\_\_\_  
E-mail Address: \_\_\_\_\_

Name of 2<sup>nd</sup> Member/Manager: \_\_\_\_\_ Title: \_\_\_\_\_  
Business Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
Phone: \_\_\_\_\_ Fax: \_\_\_\_\_  
E-mail Address: \_\_\_\_\_

**If Business is a Partnership:**

Names of Partners: \_\_\_\_\_  
Business Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
Phone: \_\_\_\_\_ Fax: \_\_\_\_\_  
E-mail Address: \_\_\_\_\_

**If Business is a Partnership:**

Names of Partners: \_\_\_\_\_  
Business Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
Phone: \_\_\_\_\_ Fax: \_\_\_\_\_  
E-mail Address: \_\_\_\_\_



**5. Ownership of Land Surface:**

Private (Fee) ( ) BLM ( ) US Forest Service ( )  
 State Trust Land/School Sections (X) State Sovereign Lands ( )

Other (please describe):

Name SITLA Address 675 East 500 South, Ste 500, Salt Lake City, UT 84102  
 Name \_\_\_\_\_ Address \_\_\_\_\_  
 Name \_\_\_\_\_ Address \_\_\_\_\_  
 Name \_\_\_\_\_ Address \_\_\_\_\_

**6. Ownership of Minerals:**

Private (Fee) ( ) BLM ( ) US Forest Service ( )  
 State Trust Land/School Sections (X) State Sovereign Lands ( )

Other (please describe):

Name SITLA Address 675 East 500 South, Ste 500, Salt Lake City, UT 84102  
 Name \_\_\_\_\_ Address \_\_\_\_\_  
 Name \_\_\_\_\_ Address \_\_\_\_\_  
 Name \_\_\_\_\_ Address \_\_\_\_\_

RECEIVED

FEB 10 2016

BLM Claim Number(s):

DIV. OF OIL, GAS & MINING

Utah State Lease Number(s): ML 41981

BLM/USFS Lease or Project File Number(s):

Name of Lessee(s): Imerys Perlite USA, Inc.

7. **Have the above surface and mineral owners been notified in writing?** Yes \_\_\_\_\_ No \_\_\_\_\_  
 If no, why not? \_\_\_\_\_

8. **Does the Entity have legal right to enter** and conduct mining operations on the land covered by this notice? Yes X No \_\_\_\_\_

What is the pre-mining land use, i.e. cropland, grazing, wildlife habitat? \_\_\_\_\_

What is the postmining land use? \_\_\_\_\_

*Please be advised that if State Trust Lands are involved, notification to the Division of Oil, Gas and Mining alone does not satisfy the notification requirements of Mineral Leases upon State Trust Lands. Exploration or mining activity on State Trust Lands requires a minimum of 60 days notice to the Trust Lands Administration **prior** to commencing any activities. Please contact the School Institutional Trust Lands Administration (SITLA) at (801) 538-5508 for notification requirements.*

**II. PROJECT LOCATION & MAP** (Rule R647-3-105)

1. **Project Location & Map** (legal description):

County(ies): Millard County

\_\_\_\_ 1/4, of \_\_\_\_ 1/4, of NW 1/4, Section: 2 Township: 24S Range: 9W  
 \_\_\_\_ 1/4, of \_\_\_\_ 1/4, of \_\_\_\_ 1/4, Section: \_\_\_\_ Township: \_\_\_\_ Range: \_\_\_\_  
 \_\_\_\_ 1/4, of \_\_\_\_ 1/4, of \_\_\_\_ 1/4, Section: \_\_\_\_ Township: \_\_\_\_ Range: \_\_\_\_

UTM East: \_\_\_\_\_ (if known) UTM North: \_\_\_\_\_ (If known)

Name of Quad Map for Location: Cruz Utah Quad Map

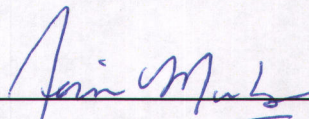


**VII. SIGNATURE REQUIREMENT**

**CERTIFICATION**

I state under penalty of perjury under the laws of the state of Utah and the United States of America that:

- a. I have read this form and declare the information, statements and/or documentation are true, correct and complete to the best of my knowledge and belief; AND
- b. I commit to the reclamation of the aforementioned small mining project as required by the Utah Mined Land Reclamation Act (40-8) and the rules as specified by the Board of Oil, Gas and Mining.
- c. **This certification must be signed by:** (1.) an executive officer if the applicant is a corporation; (2.) a partner if applicant is a partnership (general or limited); (3.) the owner if applicant is a sole proprietorship; **or** (4.) the member or manager if applicant is a limited liability company.

Signature:  Date: 2-3-2016  
Name (typed or printed): Jim Murbarger  
Title/Position (if applicable): General Manager

O:\FORMS\notices\mr-smo-07252012.doc

RECEIVED  
FEB 10 2016  
DIV. OF OIL, GAS & MINING